IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

SECOND APPEAL NO. 1269 OF 2004

Vithoba Nivrutti Khedkar. ... Appellant.
Versus.
Macchindra Mahadev Tathe. ... Respondents.

Shri R.V.More for the Appellant.

CORAM : ABHAY S. OKA, J.

DATED : 6th April, 2005.

P.C.:

1. Heard Shri More for the Appellant. The trial Court passed a decree for removal of encroachment against the Appellant/Defendant on the basis of the survey carried out by the Survey Officer under the Maharashtra Land Revenue Code, 1966. In Appeal the decree of the trial Court has been confirmed.

2. Concurrent findings of fact recorded by the Courts below are based on the legal evidence on record. No substantial question of law arises. The Second Appeal is dismissed with no order as to costs.

Judge.